

**Proposed Substitute
Bill No. 5044**

LCO No. 1953

AN ACT CONCERNING IMMUNIZATIONS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsections (a) and (b) of section 10-204a of the general
2 statutes are repealed and the following is substituted in lieu thereof
3 (*Effective from passage*):

4 (a) Each local or regional board of education, or similar body
5 governing a nonpublic school or schools, shall require each child to be
6 protected by adequate immunization against diphtheria, pertussis,
7 tetanus, poliomyelitis, measles, mumps, rubella, [hemophilus]
8 haemophilus influenzae type B and any other vaccine required by the
9 schedule for active immunization adopted pursuant to section 19a-7f
10 before being permitted to enroll in any program operated by a public or
11 nonpublic school under its jurisdiction. Before being permitted to enter
12 seventh grade, a child shall receive a second immunization against
13 measles. Any such child who (1) presents a certificate from a physician,
14 physician assistant, advanced practice registered nurse or local health
15 agency stating that initial immunizations have been given to such child
16 and additional immunizations are in process under guidelines and
17 schedules specified by the Commissioner of Public Health; or (2)
18 presents a certificate from a physician, physician assistant or advanced
19 practice registered nurse stating that in the opinion of such physician,
20 physician assistant or advanced practice registered nurse such
21 immunization is medically contraindicated because of the physical
22 condition of such child; or (3) prior to the effective date of this section,

23 presents a statement from the parents or guardian of such child that
24 such immunization would be contrary to the religious beliefs of such
25 child or the parents or guardian of such child, which statement shall be
26 acknowledged, in accordance with the provisions of sections 1-32, 1-34
27 and 1-35, by (A) a judge of a court of record or a family support
28 magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town
29 clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney
30 admitted to the bar of this state, or (G) notwithstanding any provision
31 of chapter 6, a school nurse; or (4) in the case of measles, mumps or
32 rubella, presents a certificate from a physician, physician assistant or
33 advanced practice registered nurse or from the director of health in such
34 child's present or previous town of residence, stating that the child has
35 had a confirmed case of such disease; or (5) in the case of [hemophilus]
36 [haemophilus] influenzae type B has passed [his] such child's fifth
37 birthday; or (6) in the case of pertussis, has passed [his] such child's sixth
38 birthday, shall be exempt from the appropriate provisions of this
39 section. If the parents or guardians of any child are unable to pay for
40 such immunizations, the expense of such immunizations shall, on the
41 recommendations of such board of education, be paid by the town.
42 Before being permitted to enter seventh grade, the parents or guardian
43 of any child who is exempt on religious grounds from the immunization
44 requirements of this section, pursuant to subdivision (3) of this
45 subsection, shall present to such school a statement that such
46 immunization requirements are contrary to the religious beliefs of such
47 child or the parents or guardian of such child, which statement shall be
48 acknowledged, in accordance with the provisions of sections 1-32, 1-34
49 and 1-35, by (A) a judge of a court of record or a family support
50 magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town
51 clerk, (D) a notary public, (E) a justice of the peace, (F) an attorney
52 admitted to the bar of this state, or (G) notwithstanding any provision
53 of chapter 6, a school nurse.

54 (b) The definitions of adequate immunization shall reflect the
55 schedule for active immunization adopted pursuant to section 19a-7f
56 and be established by regulation adopted in accordance with the
57 provisions of chapter 54 by the Commissioner of Public Health, who

58 shall also be responsible for providing procedures under which [said]
59 such boards and [said] such similar governing bodies shall collect and
60 report immunization data on each child to the Department of Public
61 Health for (1) compilation and analysis by [said] the department, and
62 (2) release by the department of annual immunization rates for each
63 public and nonpublic school in the state, provided such immunization
64 data may not contain information that identifies a specific individual.

65 Sec. 2. Section 19a-25 of the general statutes is repealed and the
66 following is substituted in lieu thereof (*Effective from passage*):

67 (a) All information, records of interviews, written reports, statements,
68 notes, memoranda or other data, including personal data as defined in
69 subdivision (9) of section 4-190, procured by: [the] (1) The Department
70 of Public Health, by staff committees of facilities accredited by the
71 Department of Public Health or the maternity mortality review
72 committee, established pursuant to section 19a-59i, in connection with
73 studies of morbidity and mortality conducted by the Department of
74 Public Health, such staff committees or the maternal mortality review
75 committee, or carried on by said department, such staff committees or
76 the maternal mortality review committee jointly with other persons,
77 agencies or organizations, [or procured by] (2) the directors of health of
78 towns, cities or boroughs or the Department of Public Health pursuant
79 to section 19a-215, or [procured by] (3) such other persons, agencies or
80 organizations, for the purpose of reducing the morbidity or mortality
81 from any cause or condition, shall be confidential and shall be used
82 solely for the purposes of medical or scientific research and, for
83 information obtained pursuant to section 19a-215, disease prevention
84 and control by the local director of health and the Department of Public
85 Health. Such information, records, reports, statements, notes,
86 memoranda or other data shall not be admissible as evidence in any
87 action of any kind in any court or before any other tribunal, board,
88 agency or person, nor shall it be exhibited or its contents disclosed in
89 any way, in whole or in part, by any officer or representative of the
90 Department of Public Health or of any such facility, by any person
91 participating in such a research project or by any other person, except

92 as may be necessary for the purpose of furthering the research project to
93 which it relates.

94 (b) Notwithstanding the provisions of chapter 55, the Department of
95 Public Health may exchange personal data for the purpose of medical
96 or scientific research, with any other governmental agency or private
97 research organization; provided such state, governmental agency or
98 private research organization shall not further disclose such personal
99 data. The Commissioner of Public Health shall adopt regulations, in
100 accordance with the provisions of chapter 54, consistent with the
101 purposes of this section to establish the procedures to ensure the
102 confidentiality of such disclosures. The furnishing of such information
103 to the Department of Public Health or its authorized representative, or
104 to any other agency cooperating in such a research project, shall not
105 subject any person, hospital, [sanitarium] behavioral health facility, rest
106 home, nursing home or other person or agency furnishing such
107 information to any action for damages or other relief because of such
108 disclosure. [This section shall not be deemed to affect disclosure]

109 (c) The provisions of this section shall not affect: (1) Disclosure of
110 regular hospital and medical records made in the course of the regular
111 notation of the care and treatment of any patient, but only records or
112 notations by [such] the staff committees described in subsection (a) of
113 this section pursuant to their work, or (2) release by the Department of
114 Public Health of annual immunization rates for each public and
115 nonpublic school in the state pursuant to section 10-204a, as amended
116 by this act.

117 Sec. 3. Section 10a-155 of the general statutes is repealed and the
118 following is substituted in lieu thereof (*Effective from passage*):

119 (a) Each institution of higher education shall require each full-time or
120 matriculating student born after December 31, 1956, to provide proof of
121 adequate immunization against measles, rubella, [and on and after
122 August 1, 2010, to provide proof of adequate immunization against]
123 mumps and varicella as recommended by the national Advisory
124 Committee for Immunization Practices before permitting such student

125 to enroll in such institution. [Any such]

126 (b) Notwithstanding the provisions of subsection (a) of this section,
127 any student who (1) presents a certificate, in a form prescribed by the
128 Commissioner of Public Health pursuant to section 7 of this act, from a
129 physician, physician assistant or an advanced practice registered nurse
130 stating that in the opinion of such physician, physician assistant or
131 advanced practice registered nurse such immunization is medically
132 contraindicated, (2) prior to the effective date of this section, provides a
133 statement that such immunization would be contrary to his or her
134 religious beliefs, (3) presents a certificate from a physician, physician
135 assistant, an advanced practice registered nurse or the director of health
136 in the student's present or previous town of residence, stating that the
137 student has had a confirmed case of such disease, (4) is enrolled
138 exclusively in a program for which students do not congregate on
139 campus for classes or to participate in institutional-sponsored events,
140 such as students enrolled in distance learning programs for
141 individualized home study or programs conducted entirely through
142 electronic media in a setting without other students present, or (5)
143 graduated from a public or nonpublic high school in this state in 1999 or
144 later and was not exempt from the measles, rubella, [and on and after
145 August 1, 2010, the] mumps and varicella vaccination requirement
146 pursuant to subdivision (2) or (3) of subsection (a) of section 10-204a
147 shall be exempt from the appropriate provisions of this section.

148 [(b)] (c) Each institution of higher education shall keep uniform
149 records of the immunizations and immunization status of each student,
150 based on the certificate of immunization or other evidence acceptable
151 pursuant to subsection (a) of this section. The record shall be part of the
152 student's permanent record. By November first of each year, the chief
153 administrative officer of each institution of higher education shall cause
154 to be submitted to the Commissioner of Public Health, on a form
155 provided by the commissioner, a summary report of the immunization
156 status of all students enrolling in such institution.

157 Sec. 4. Subsection (a) of section 10a-155b of the general statutes is

158 repealed and the following is substituted in lieu thereof (*Effective from*
159 *passage*):

160 (a) For students who first enroll in the 2014-2015 school year, and first
161 enroll in each school year thereafter, each public or private college or
162 university in this state shall require that each student who resides in on-
163 campus housing be vaccinated against meningitis and submit evidence
164 of having received a meningococcal conjugate vaccine not more than
165 five years before enrollment as a condition of such residence. The
166 provisions of this subsection shall not apply to any such student who (1)
167 presents a certificate, in a form prescribed by the Commissioner of
168 Public Health pursuant to section 7 of this act, from a physician, an
169 advanced practice registered nurse or a physician assistant stating that,
170 in the opinion of such physician, advanced practice registered nurse or
171 physician assistant, such vaccination is medically contraindicated
172 because of the physical condition of such student, or (2) prior to the
173 effective date of this section, presents a statement that such vaccination
174 would be contrary to the religious beliefs of such student.

175 Sec. 5. Section 19a-79 of the 2020 supplement to the general statutes
176 is repealed and the following is substituted in lieu thereof (*Effective from*
177 *passage*):

178 (a) The Commissioner of Early Childhood shall adopt regulations, in
179 accordance with the provisions of chapter 54, to carry out the purposes
180 of sections 19a-77 to 19a-80, inclusive, and 19a-82 to 19a-87, inclusive,
181 and to assure that child care centers and group child care homes meet
182 the health, educational and social needs of children utilizing such child
183 care centers and group child care homes. Such regulations shall (1)
184 specify that before being permitted to attend any child care center or
185 group child care home, each child shall be protected as age-appropriate
186 by adequate immunization against diphtheria, pertussis, tetanus,
187 poliomyelitis, measles, mumps, rubella, [hemophilus] haemophilus
188 influenzae type B and any other vaccine required by the schedule of
189 active immunization adopted pursuant to section 19a-7f, [including
190 appropriate exemptions for children for whom such immunization is

191 medically contraindicated and for children whose parent or guardian
192 objects to such immunization on religious grounds, and that any
193 objection by a parent or a guardian to immunization of a child on
194 religious grounds shall be accompanied by a statement from such parent
195 or guardian that such immunization would be contrary to the religious
196 beliefs of such child or the parent or guardian of such child, which
197 statement shall be acknowledged, in accordance with the provisions of
198 sections 1-32, 1-34 and 1-35, by (A) a judge of a court of record or a family
199 support magistrate, (B) a clerk or deputy clerk of a court having a seal,
200 (C) a town clerk, (D) a notary public, (E) a justice of the peace, or (F) an
201 attorney admitted to the bar of this state,] (2) specify conditions under
202 which child care center directors and teachers and group child care
203 home providers may administer tests to monitor glucose levels in a child
204 with diagnosed diabetes mellitus, and administer medicinal
205 preparations, including controlled drugs specified in the regulations by
206 the commissioner, to a child receiving child care services at such child
207 care center or group child care home pursuant to the written order of a
208 physician licensed to practice medicine or a dentist licensed to practice
209 dental medicine in this or another state, or an advanced practice
210 registered nurse licensed to prescribe in accordance with section 20-94a,
211 or a physician assistant licensed to prescribe in accordance with section
212 20-12d, and the written authorization of a parent or guardian of such
213 child, (3) specify that an operator of a child care center or group child
214 care home, licensed before January 1, 1986, or an operator who receives
215 a license after January 1, 1986, for a facility licensed prior to January 1,
216 1986, shall provide a minimum of thirty square feet per child of total
217 indoor usable space, free of furniture except that needed for the
218 children's purposes, exclusive of toilet rooms, bathrooms, coatrooms,
219 kitchens, halls, isolation room or other rooms used for purposes other
220 than the activities of the children, (4) specify that a child care center or
221 group child care home licensed after January 1, 1986, shall provide
222 thirty-five square feet per child of total indoor usable space, (5) establish
223 appropriate child care center staffing requirements for employees
224 certified in cardiopulmonary resuscitation by the American Red Cross,
225 the American Heart Association, the National Safety Council, American

226 Safety and Health Institute, Medic First Aid International, Inc. or an
227 organization using guidelines for cardiopulmonary resuscitation and
228 emergency cardiovascular care published by the American Heart
229 Association and International Liaison Committee on Resuscitation, (6)
230 specify that [on and after January 1, 2003,] a child care center or group
231 child care home (A) shall not deny services to a child on the basis of a
232 child's known or suspected allergy or because a child has a prescription
233 for an automatic prefilled cartridge injector or similar automatic
234 injectable equipment used to treat an allergic reaction, or for injectable
235 equipment used to administer glucagon, (B) shall, not later than three
236 weeks after such child's enrollment in such a center or home, have staff
237 trained in the use of such equipment on-site during all hours when such
238 a child is on-site, (C) shall require such child's parent or guardian to
239 provide the injector or injectable equipment and a copy of the
240 prescription for such medication and injector or injectable equipment
241 upon enrollment of such child, and (D) shall require a parent or
242 guardian enrolling such a child to replace such medication and
243 equipment prior to its expiration date, (7) specify that [on and after
244 January 1, 2005,] a child care center or group child care home (A) shall
245 not deny services to a child on the basis of a child's diagnosis of asthma
246 or because a child has a prescription for an inhalant medication to treat
247 asthma, and (B) shall, not later than three weeks after such child's
248 enrollment in such a center or home, have staff trained in the
249 administration of such medication on-site during all hours when such a
250 child is on-site, and (8) establish physical plant requirements for
251 licensed child care centers and licensed group child care homes that
252 exclusively serve school-age children. When establishing such
253 requirements, the Office of Early Childhood shall give consideration to
254 child care centers and group child care homes that are located in private
255 or public school buildings. With respect to this subdivision only, the
256 commissioner shall implement policies and procedures necessary to
257 implement the physical plant requirements established pursuant to this
258 subdivision while in the process of adopting such policies and
259 procedures in regulation form. Until replaced by policies and
260 procedures implemented pursuant to this subdivision, any physical

261 plant requirement specified in the office's regulations that is generally
262 applicable to child care centers and group child care homes shall
263 continue to be applicable to such centers and homes that exclusively
264 serve school-age children. The commissioner shall print notice of the
265 intent to adopt regulations pursuant to this subdivision on the
266 eRegulations System not later than twenty days after the date of
267 implementation of such policies and procedures. Policies and
268 procedures implemented pursuant to this subdivision shall be valid
269 until the time final regulations are adopted.

270 (b) Any child who (1) presents a certificate, in a form prescribed by
271 the Commissioner of Public Health pursuant to section 7 of this act,
272 signed by a physician, physician assistant or advanced practice
273 registered nurse stating that, in the opinion of such physician, physician
274 assistant or advanced practice registered nurse, the immunizations
275 required pursuant to regulations adopted pursuant to subdivision (1) of
276 subsection (a) of this section are medically contraindicated, or (2) prior
277 to the effective date of this section, presents a statement that such
278 immunizations would be contrary to the religious beliefs of such child
279 or the parents or guardians of such child, shall be exempt from the
280 immunization requirements set forth in such regulations. Such
281 statement shall be acknowledged, in accordance with the provisions of
282 sections 1-32, 1-34 and 1-35, by (A) a judge of a court of record or a family
283 support magistrate, (B) a clerk or deputy clerk of a court having a seal,
284 (C) a town clerk, (D) a notary public, (E) a justice of the peace, or (F) an
285 attorney admitted to the bar of this state.

286 ~~[(b)]~~ (c) The commissioner may adopt regulations, pursuant to
287 chapter 54, to establish civil penalties of not more than one hundred
288 dollars per day for each day of violation and other disciplinary remedies
289 that may be imposed, following a contested-case hearing, upon the
290 holder of a license issued under section 19a-80 to operate a child care
291 center or group child care home or upon the holder of a license issued
292 under section 19a-87b, as amended by this act, to operate a family child
293 care home.

294 ~~[(c)]~~ (d) The commissioner shall exempt Montessori schools
295 accredited by the American Montessori Society or the Association
296 Montessori Internationale from any provision in regulations adopted
297 pursuant to subsection (a) of this section which sets requirements on
298 group size or child to staff ratios or the provision of cots.

299 ~~[(d)]~~ (e) Upon the declaration by the Governor of a civil preparedness
300 emergency pursuant to section 28-9 or a public health emergency
301 pursuant to section 19a-131a, the commissioner may waive the
302 provisions of any regulation adopted pursuant to this section if the
303 commissioner determines that such waiver would not endanger the life,
304 safety or health of any child. The commissioner shall prescribe the
305 duration of such waiver, provided such waiver shall not extend beyond
306 the duration of the declared emergency. The commissioner shall
307 establish the criteria by which a waiver request shall be made and the
308 conditions for which a waiver will be granted or denied. The provisions
309 of section 19a-84 shall not apply to a denial of a waiver request under
310 this subsection.

311 ~~[(e)]~~ (f) Any child care center or group child care home may provide
312 child care services to homeless children and youths, as defined in 42
313 USC 11434a, as amended from time to time, for a period not to exceed
314 ninety days without complying with any provision in regulations
315 adopted pursuant to this section relating to immunization and physical
316 examination requirements. Any child care center or group child care
317 home that provides child care services to homeless children and youths
318 at such center or home under this subsection shall maintain a record on
319 file of all homeless children and youths who have attended such center
320 or home for a period of two years after such homeless children or youths
321 are no longer receiving child care services at such center or home.

322 ~~[(f)]~~ (g) Any child care center or group child care home may provide
323 child care services to a foster child for a period not to exceed forty-five
324 days without complying with any provision in regulations adopted
325 pursuant to this section relating to immunization and physical
326 examination requirements. Any child care center or group child care

327 home that provides child care services to a foster child at such center or
328 home under this subsection shall maintain a record on file of such foster
329 child for a period of two years after such foster child is no longer
330 receiving child care services at such center or home. For purposes of this
331 subsection, "foster child" means a child who is in the care and custody
332 of the Commissioner of Children and Families and placed in a foster
333 home licensed pursuant to section 17a-114, foster home approved by a
334 child-placing agency licensed pursuant to section 17a-149, facility
335 licensed pursuant to section 17a-145 or with a relative or fictive kin
336 caregiver pursuant to section 17a-114.

337 Sec. 6. Section 19a-87b of the 2020 supplement to the general statutes
338 is repealed and the following is substituted in lieu thereof (*Effective from*
339 *passage*):

340 (a) No person, group of persons, association, organization,
341 corporation, institution or agency, public or private, shall maintain a
342 family child care home, as defined in section 19a-77, without a license
343 issued by the Commissioner of Early Childhood. Licensure forms shall
344 be obtained from the Office of Early Childhood. Applications for
345 licensure shall be made to the commissioner on forms provided by the
346 office and shall contain the information required by regulations adopted
347 under this section. The licensure and application forms shall contain a
348 notice that false statements made therein are punishable in accordance
349 with section 53a-157b. Applicants shall state, in writing, that they are in
350 compliance with the regulations adopted by the commissioner pursuant
351 to subsection (f) of this section. Before a family child care home license
352 is granted, the office shall make an inquiry and investigation which shall
353 include a visit and inspection of the premises for which the license is
354 requested. Any inspection conducted by the office shall include an
355 inspection for evident sources of lead poisoning. The office shall provide
356 for a chemical analysis of any paint chips found on such premises.
357 Neither the commissioner nor the commissioner's designee shall require
358 an annual inspection for homes seeking license renewal or for licensed
359 homes, except that the commissioner or the commissioner's designee
360 shall make an unannounced visit, inspection or investigation of each

361 licensed family child care home at least once every year. A licensed
362 family child care home shall not be subject to any conditions on the
363 operation of such home by local officials, other than those imposed by
364 the office pursuant to this subsection, if the home complies with all local
365 codes and ordinances applicable to single and multifamily dwellings.

366 (b) No person shall act as an assistant or substitute staff member to a
367 person or entity maintaining a family child care home, as defined in
368 section 19a-77, without an approval issued by the commissioner. Any
369 person seeking to act as an assistant or substitute staff member in a
370 family child care home shall submit an application for such approval to
371 the office. Applications for approval shall: (1) Be made to the
372 commissioner on forms provided by the office, (2) contain the
373 information required by regulations adopted under this section, and (3)
374 be accompanied by a fee of fifteen dollars. The approval application
375 forms shall contain a notice that false statements made in such form are
376 punishable in accordance with section 53a-157b.

377 (c) The commissioner, within available appropriations, shall require
378 each initial applicant or prospective employee of a family child care
379 home in a position requiring the provision of care to a child, including
380 an assistant or substitute staff member and each household member
381 who is sixteen years of age or older, to submit to comprehensive
382 background checks, including state and national criminal history
383 records checks. The criminal history records checks required pursuant
384 to this subsection shall be conducted in accordance with section 29-17a.
385 The commissioner shall also request a check of the state child abuse
386 registry established pursuant to section 17a-101k. The commissioner
387 shall notify each licensee of the provisions of this subsection. For
388 purposes of this subsection, "household member" means any person,
389 other than the person who is licensed to conduct, operate or maintain a
390 family child care home, who resides in the family child care home, such
391 as the licensee's spouse or children, tenants and any other occupant.

392 (d) An application for initial licensure pursuant to this section shall
393 be accompanied by a fee of forty dollars and such license shall be issued

394 for a term of four years. An application for renewal of a license issued
395 pursuant to this section shall be accompanied by a fee of forty dollars
396 and a certification from the licensee that any child enrolled in the family
397 child care home has received age-appropriate immunizations in
398 accordance with regulations adopted pursuant to subsection (f) of this
399 section. A license issued pursuant to this section shall be renewed for a
400 term of four years. In the case of an applicant submitting an application
401 for renewal of a license that has expired, and who has ceased operations
402 of a family child care home due to such expired license, the
403 commissioner may renew such expired license within thirty days of the
404 date of such expiration upon receipt of an application for renewal that
405 is accompanied by such fee and such certification.

406 (e) An application for initial staff approval or renewal of staff
407 approval shall be accompanied by a fee of fifteen dollars. Such
408 approvals shall be issued or renewed for a term of two years.

409 (f) The commissioner shall adopt regulations, in accordance with the
410 provisions of chapter 54, to assure that family child care homes, as
411 defined in section 19a-77, meet the health, educational and social needs
412 of children utilizing such homes. Such regulations shall ensure that the
413 family child care home is treated as a residence, and not an institutional
414 facility. Such regulations shall specify that each child be protected as
415 age-appropriate by adequate immunization against diphtheria,
416 pertussis, tetanus, poliomyelitis, measles, mumps, rubella,
417 [hemophilus] haemophilus influenzae type B and any other vaccine
418 required by the schedule of active immunization adopted pursuant to
419 section 19a-7f. [Such regulations shall provide appropriate exemptions
420 for children for whom such immunization is medically contraindicated
421 and for children whose parents or guardian objects to such
422 immunization on religious grounds and require that any such objection
423 be accompanied by a statement from such parents or guardian that such
424 immunization would be contrary to the religious beliefs of such child or
425 the parents or guardian of such child, which statement shall be
426 acknowledged, in accordance with the provisions of sections 1-32, 1-34
427 and 1-35, by (1) a judge of a court of record or a family support

428 magistrate, (2) a clerk or deputy clerk of a court having a seal, (3) a town
429 clerk, (4) a notary public, (5) a justice of the peace, or (6) an attorney
430 admitted to the bar of this state.] Such regulations shall also specify
431 conditions under which family child care home providers may
432 administer tests to monitor glucose levels in a child with diagnosed
433 diabetes mellitus, and administer medicinal preparations, including
434 controlled drugs specified in the regulations by the commissioner, to a
435 child receiving child care services at a family child care home pursuant
436 to a written order of a physician licensed to practice medicine in this or
437 another state, an advanced practice registered nurse licensed to
438 prescribe in accordance with section 20-94a or a physician assistant
439 licensed to prescribe in accordance with section 20-12d, and the written
440 authorization of a parent or guardian of such child. Such regulations
441 shall specify appropriate standards for extended care and intermittent
442 short-term overnight care. The commissioner shall inform each licensee,
443 by way of a plain language summary provided not later than sixty days
444 after the regulation's effective date, of any new or changed regulations
445 adopted under this subsection with which a licensee must comply.

446 (g) Any child who (1) presents a certificate, in a form prescribed by
447 the Commissioner of Public Health pursuant to section 7 of this act,
448 signed by a physician, physician assistant or advanced practice
449 registered nurse stating that, in the opinion of such physician, physician
450 assistant or advanced practice registered nurse, the immunizations
451 required pursuant to regulations adopted pursuant to subsection (f) of
452 this section are medically contraindicated, or (2) prior to the effective
453 date of this section, presents a statement that such immunizations
454 would be contrary to the religious beliefs of such child or the parents or
455 guardians of such child, shall be exempt from the immunization
456 requirements set forth in such regulations. Such statement shall be
457 acknowledged, in accordance with the provisions of sections 1-32, 1-34
458 and 1-35, by (A) a judge of a court of record or a family support
459 magistrate, (B) a clerk or deputy clerk of a court having a seal, (C) a town
460 clerk, (D) a notary public, (E) a justice of the peace, or (F) an attorney
461 admitted to the bar of this state.

462 [(g)] (h) Upon the declaration by the Governor of a civil preparedness
463 emergency pursuant to section 28-9 or a public health emergency
464 pursuant to section 19a-131a, the commissioner may waive the
465 provisions of any regulation adopted pursuant to this section if the
466 commissioner determines that such waiver would not endanger the life,
467 safety or health of any child. The commissioner shall prescribe the
468 duration of such waiver, provided such waiver shall not extend beyond
469 the duration of the declared emergency. The commissioner shall
470 establish the criteria by which a waiver request shall be made and the
471 conditions for which a waiver will be granted or denied. The provisions
472 of section 19a-84 shall not apply to a denial of a waiver request under
473 this subsection.

474 [(h)] (i) Any family child care home may provide child care services
475 to homeless children and youths, as defined in 42 USC 11434a, as
476 amended from time to time, for a period not to exceed ninety days
477 without complying with any provision in regulations adopted pursuant
478 to this section relating to immunization and physical examination
479 requirements. Any family child care home that provides child care
480 services to homeless children and youths at such home under this
481 subsection shall maintain a record on file of all homeless children and
482 youths who have attended such home for a period of two years after
483 such homeless children or youths are no longer receiving child care
484 services at such home.

485 [(i)] (j) Any family child care home may provide child care services to
486 a foster child for a period not to exceed forty-five days without
487 complying with any provision in regulations adopted pursuant to this
488 section relating to immunization and physical examination
489 requirements. Any family child care home that provides child care
490 services to a foster child at such home under this subsection shall
491 maintain a record on file of such foster child for a period of two years
492 after such foster child is no longer receiving child care services at such
493 home. For purposes of this subsection, "foster child" means a child who
494 is in the care and custody of the Commissioner of Children and Families
495 and placed in a foster home licensed pursuant to section 17a-114, foster

496 home approved by a child-placing agency licensed pursuant to section
497 17a-149, facility licensed pursuant to section 17a-145 or with a relative
498 or fictive kin caregiver pursuant to section 17a-114.

499 Sec. 7. (*Effective from passage*) On or before October 1, 2020, the
500 Commissioner of Public Health shall develop and make available on the
501 Internet web site of the Department of Public Health a certificate for use
502 by a physician, physician assistant or advanced practice registered
503 nurse stating that, in the opinion of such physician, physician assistant
504 or advanced practice registered nurse, a vaccination required by the
505 general statutes is medically contraindicated for a person because of the
506 physical condition of such person. The certificate shall include (1)
507 definitions of the terms "contraindication" and "precaution", (2) a list of
508 contraindications and precautions recognized by the National Centers
509 for Disease Control and Prevention for each of the statutorily required
510 vaccinations, from which the physician, physician assistant or advanced
511 practice registered nurse may select the relevant contraindication or
512 precaution on behalf of such person, (3) a section in which the physician,
513 physician assistant or advanced practice registered nurse may record a
514 contraindication or precaution that is not recognized by the National
515 Centers for Disease Control and Prevention, but in his or her discretion,
516 results in the vaccination being medically contraindicated, (4) a section
517 in which the physician, physician assistant or advanced practice
518 registered nurse may include a written explanation for the exemption
519 from any statutorily required vaccinations, (5) a section requiring the
520 signature of the physician, physician assistant or advanced practice
521 registered nurse, (6) a requirement that the physician, physician
522 assistant or advanced practice registered nurse attach such person's
523 most current immunization record, and (7) a synopsis of the grounds for
524 any order of quarantine or isolation pursuant to section 19a-131b of the
525 general statutes.

526 Sec. 8. (NEW) (*Effective from passage*) (a) There is established an
527 Advisory Committee on Medically Contraindicated Vaccinations within
528 the Department of Public Health for the purpose of advising the
529 Commissioner of Public Health on issues concerning exemptions from

530 state or federal requirements for vaccinations that result from a
531 physician, physician assistant or advanced practice registered nurse
532 stating that a vaccination is medically contraindicated for a person due
533 to the medical condition of such person. For the purpose of performing
534 its function, the advisory committee shall (1) have access to the
535 childhood immunization registry established by the department
536 pursuant to section 19a-7h of the general statutes, (2) evaluate the
537 process used by the Department of Public Health in collecting data
538 concerning exemptions resulting from a vaccination being medically
539 contraindicated and whether the department should have any oversight
540 over such exemptions, (3) examine whether enrollment of an
541 unvaccinated child into a program operated by a public or nonpublic
542 school, institution of higher education, child care center or group child
543 care home should be conditioned upon the child meeting certain
544 criteria, (4) calculate the ratio of school nurses to students in each public
545 and nonpublic school in the state and the funding issues surrounding
546 such ratio, (5) assess whether immunizations should be required more
547 frequently than prior to enrollment into a program operated by a public
548 or nonpublic school and prior to entering seventh grade, and (6)
549 determine whether (A) there are any discrepancies in the issuance of
550 certificates stating that a vaccine is medically contraindicated, and (B) to
551 recommend continuing education of physicians, physician assistants or
552 advanced practice registered nurses in vaccine contraindications and
553 precautions. All information obtained by the advisory committee from
554 such registry shall be confidential pursuant to section 19a-25 of the
555 general statutes, as amended by this act.

556 (b) The advisory committee shall consist of the following members:

557 (1) Two appointed by the speaker of the House of Representatives,
558 one of whom shall be a physician licensed pursuant to chapter 370 of the
559 general statutes who is a pediatrician, and one of whom shall be a
560 member of the public;

561 (2) Two appointed by the president pro tempore of the Senate, one of
562 whom shall be a physician licensed pursuant to chapter 370 of the

563 general statutes who has expertise in the efficacy of vaccines, and one of
564 whom shall be a member of the public;

565 (3) One appointed by the majority leader of the House of
566 Representatives, who shall be a school nurse;

567 (4) One appointed by the majority leader of the Senate, who shall be
568 a physician assistant licensed pursuant to chapter 370 of the general
569 statutes who has experience in the administration of vaccines;

570 (5) One appointed by the minority leader of the House of
571 Representatives, who shall be an advanced practice registered nurse
572 licensed pursuant to chapter 378 of the general statutes who has
573 experience in the administration of vaccines;

574 (6) One appointed by the minority leader of the Senate, who shall be
575 a representative of the Connecticut Chapter of the American Academy
576 of Pediatrics;

577 (7) The Commissioner of Public Health, or the commissioner's
578 designee;

579 (8) The Commissioner of Education, or the commissioner's designee;
580 and

581 (9) The Commissioner of Early Childhood.

582 (c) The advisory committee shall meet not less than biannually. On or
583 before January 1, 2021, and annually thereafter, the committee shall
584 report, in accordance with the provisions of section 11-4a of the general
585 statutes, on its activities and findings to the joint standing committee of
586 the General Assembly having cognizance of matters relating to public
587 health.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	10-204a(a) and (b)
Sec. 2	<i>from passage</i>	19a-25

Sec. 3	<i>from passage</i>	10a-155
Sec. 4	<i>from passage</i>	10a-155b(a)
Sec. 5	<i>from passage</i>	19a-79
Sec. 6	<i>from passage</i>	19a-87b
Sec. 7	<i>from passage</i>	New section
Sec. 8	<i>from passage</i>	New section